



FISH & RICHARDSON  
PO BOX 1022  
MINNEAPOLIS MN 55440-1022

**COPY MAILED**

**JAN 19 2006**

**OFFICE OF PETITIONS**

In re Reissue Application No. 10/616,530  
Filed: July 10, 2003  
Original Patent No 5,056,892  
Issue Date: October 15, 1991  
Original Application No. 07/472,621  
Filed: January 30, 1990  
Inventor: Cobb.

:  
:  
:  
:  
:ON PETITION  
:  
:  
:

This is a decision on the petition under 37 CFR 1.182 filed September 6, 2005, by a third party requesting a copy of the above-identified reissue application.

The petition is **dismissed**.

Petitioner was understandably frustrated with his recounted unsuccessful efforts to obtain a copy of the instant application, and sought an extraordinary remedy to obtain a copy immediately. Petitioner is presumed to be aware that this application exists only as an electronic file known as an Image File Wrapper (IFW), and that there is no physical, paper file that can be located or transported anywhere in the USPTO for copying purposes.

It should be noted that 37 CFR 1.182 is not a mechanism for avoiding the requirements of the established rules and procedures. See Hicks v. Costello, 1903 Dec. Comm'r Pat. 123, 125 (1903). Here, the established rules and procedures permit petitioner to obtain his requested copy in several ways. As petitioner acknowledges he has tracked this reissue application on public PAIR, then petitioner demonstrably has Internet access, and can obtain the entire file record and himself print some or all of the entire IFW record. Alternately, petitioner can "click" on the "i" at the top right of the screen for this application on public PAIR and enter his on-line request for a certified a copy of either the application-as-filed- or the entire file wrapper.

This service is available through the auspices of the Patent Electronic Business Center (EBC) at the USPTO. The Patent EBC is a complete customer service center that supports all Patent e-business products and service applications, and can be reached at 703-305-3028 or toll-free at 866-217-9197 between the hours of 6 am and 12 midnight Monday through Friday ET, or by e-mail to [ebc@uspto.gov](mailto:ebc@uspto.gov), should petitioner have any additional problems.

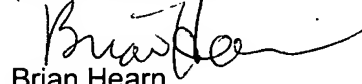
Petitioner may also contact the office of Public Records (OPR) for certified copies of issued/published patent applications as filed and patent file wrappers may also be delivered over the Internet or mailed to petitioner on CDROM. Internet delivery is also available for uncertified copies of patents and patent application publications. In addition, uncertified copies of patents and trademarks may be delivered by fax. Information is provided here for ordering via Telephone, Mail, Fax, or E-mail.

The OPR Customer Service Line is: (571) 272-3150 or (800) 972-6382 Customer Service staff are available between 8:30 a.m. and 8:00 p.m. U.S. Eastern Standard Time.

On a one-time basis a courtesy copy of this decision is being mailed to third party petitioner. The USPTO will not undertake dual correspondence.

This application is being referred to the Technology Center.

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3217/



Brian Hearn  
Petitions Examiner  
Office of Petitions

cc:  
Marc Rossi  
Rossi, Kimms & McDowell  
PO Box 826  
Ashburn VA 21048-0826